



## IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 10-0069

MM&I, LLC, a Montana Limited Liability  
Company,

Plaintiff and Appellant,

v.

BOARD OF COUNTY  
COMMISSIONERS OF GALLATIN  
COUNTY, a political subdivision of the  
State of Montana, and John Does 1  
through 3,

Defendants and Appellees.

## ORDER SUBSTITUTING MEDIATOR

Pursuant to the Supreme Court Order dated March 23, 2010, the Clerk of the Supreme Court has the authority to grant or deny motions to substitute a mediator. The Defendant and Appellee in this matter, having filed an unopposed motion to allow the parties' selection of mediator,

IT IS ORDERED THAT the appointment of Leslie Budewitz is hereby withdrawn and **Daniel J. Roth** is hereby appointed to conduct the mediation process required by M.R.App.P., 7(5). and

IT IS FURTHER ORDERED that mediation must be completed by May 3, 2010, which is the conclusion of the 75 day time limit set forth in M.R.App.P., 7(3)(a).

A true copy of this order is being mailed to counsel of record for the parties, or to the parties individually if not represented by counsel, on the date hereof.

DATED this March 24, 2010.

A handwritten signature in black ink, appearing to read "Ed Smith", is written over a horizontal line.

Ed Smith, Clerk of the Supreme Court